# PETER MENOUDAKOS, JR.

ATTORNEY AT LAW
GARDEN CITY PROFESSIONAL BUILDING
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GARDEN CITY SO., N.Y. 11530

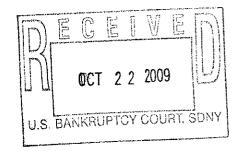
## TELEPHONE (516) 538-7476 FAX (516) 538-7459

October 21, 2009

Clerk of the United States Bankruptcy Court for The Southern District of New York One Bowling Green New York, NY 10004

Re: Claim# 005498 & 012114

Dear Clerk of the Court:



This is to inform the Court that the Creditor, Barbitta Family Trust disagrees with the determination of the Trustee of my clients claim (Bankruptcy Case No. 08-1789 [BRL]).

The grounds for such opposition are that my clients claim is for \$734,640.39 and the \$85,000 settlement has no basis of true loss of my client. Enclosed within are documents to support my clients' opposition and additional supporting documents will follow.

My office is writing this letter for the sole purpose of preserving the Barbitta Family Trust's right to a hearing. My clients' intends to hire bankruptcy counsel to continue with this claim.

Therefore my clients request a hearing before bankruptcy Judge Burton R. Lifland.

Thanking you in advance for your time and courtesy.

Peter Menoudakos Jr., Esq.

ery truly vours.

PM:kw Encl.

Cc: Irving H. Picard, Trustee C/O Baker & Hostetler LLP 45 Rockefeller Plaza New York, NY 10011

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## BERNARD L. MADOFF INVESTMENT SECURITIES LLC

In Liquidation

**DECEMBER 11, 2008**<sup>1</sup>

## NOTICE OF TRUSTEE'S DETERMINATION OF CLAIM

September 22, 2009

BARBITTA FAMILY TRUST
90-04 159<sup>th</sup> Avenue
Howard Beach, NY 11414
Attn: Ronald Ervolino, Co-Trustee
Joanne Beksinski, Co-Trustee

Dear Mr. Ervolino an Ms. Beksinksi:

#### PLEASE READ THIS NOTICE CAREFULLY.

The liquidation of the business of BERNARD L. MADOFF INVESTMENT SECURITIES LLC ("BLMIS") is being conducted by Irving H. Picard, Trustee under the Securities Investor Protection Act, 15 U.S.C. § 78aaa et seq. ("SIPA"), pursuant to an order entered on December 15, 2008 by the United States District Court for the Southern District of New York.

The Trustee has made the following determination regarding your claims on BLMIS Account No. 1RU039 designated as Claim Number 005498 and Claim Number 012114 (the latter of which is duplicative of Claim Number 005498) and are combined ("Combined Claim") for purposes of this determination. This letter shall serve as the Trustee's determination with respect to the Combined Claim:

Your Combined Claim for securities is **DENIED**. No securities were ever purchased for your account.

Your Combined Claim is ALLOWED for \$85,000.00 (the "Allowed Claim"), which was the balance in your BLMIS Account on the Filing Date based on the amount of money you deposited with BLMIS for the purchase of securities, less subsequent withdrawals, as outlined in Table 1.

I Section 78111(7)(B) of SIPA states that the filing date is "the date on which an application for a protective decree is filed under 78eee(a)(3)," except where the debtor is the subject of a proceeding pending before a United States court "in which a receiver, trustee, or liquidator for such debtor has been appointed and such proceeding was commenced before the date on which such application was filed, the term 'filing date' means the date on which such proceeding was commenced." Section 78111(7)(B). Thus, even though the Application for a protective decree was filed on December 15, 2008, the Filing Date in this action is on December 11, 2008.

Trustee's Determination of Claim shall be construed as a waiver of any rights or claims held by you in having your customer claim re-determined in accordance with any such Court order.

PLEASE TAKE NOTICE: If you disagree with this determination and desire a hearing before Bankruptcy Judge Burton R. Lifland, you <u>MUST</u> file your written opposition, setting forth the grounds for your disagreement, referencing Bankruptcy Case No. 08-1789 (BRL) and attaching copies of any documents in support of your position, with the United States Bankruptcy Court and the Trustee within THIRTY DAYS after September 22, 2009, the date on which the Trustee mailed this notice.

PLEASE TAKE FURTHER NOTICE: If you do not properly and timely file a written opposition, the Trustee's determination with respect to your claim will be deemed confirmed by the Court and binding on you.

PLEASE TAKE FURTHER NOTICE: If you properly and timely file a written opposition, a hearing date for this controversy will be obtained by the Trustee and you will be notified of that hearing date. Your failure to appear personally or through counsel at such hearing will result in the Trustee's determination with respect to your claim being confirmed by the Court and binding on you.

PLEASE TAKE FURTHER NOTICE: You must mail your opposition, if any, in accordance with the above procedure, to each of the following addresses:

Clerk of the United States Bankruptcy Court for the Southern District of New York One Bowling Green New York, New York 10004

and

CR's

Irving H. Picard, Trustee c/o Baker & Hostetler LLP 45 Rockefeller Plaza New York, New York #0011

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rving H. Picard

Trustee for the Liquidation of the Business of Bernard L. Madoff Investment Securities LLC

ce: Michael J. Regan, CPA 22 Park Lane Place Massapequa, NY 11758

DATE	TRANSACTION DESCRIPTION	AMOUNT	ADJUSTED AMOUNT
7/10/1997	TRANS FROM 1RU00810	\$160,799.25	\$85,000
Total Deposits:		\$160,799.25	\$85,000
			5504 (S. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.
Total Withdrawals:		\$0.00	\$0
Total deposits less withdrawals:		\$160,799.25	\$85,000

As reflected in Table 1, certain of the transfers into your account have been adjusted. As part of the Trustee's analysis of accounts, the Trustee has assessed accounts based on a money in/money out analysis (i.e., has the investor deposited more or less than he or she withdrew from BLMIS). This analysis allows the Trustee to determine which part of an account's balance is originally invested principal and which part is fictitious gains that were fabricated by BLMIS. A customer's allowed claim is based on the amount of principal in the customer's account.

When ever a customer requested a transfer from one account to another, the Trustee analyzed whether the transferor account had principal in the account at the time of the transfer. The available principal in the account was transferred to and credited in the transferor account. Thus, the reason that the adjusted amount of transferred deposits in Table 1 is less than the purported transfer amount is that the transferor account did not have sufficient principal available to effectuate the full transfer. The difference between the purported transfer amount and the adjusted transfer amount is the amount of fictitious gain that was transferred to or from your account. Under the money in/money out analysis, the Trustee does not give credit for fictitious gains in setting your allowed claim.

Your ALLOWED CLAIM of \$85,000.00 will be satisfied in the following manner:

The enclosed ASSIGNMENT AND RELEASE must be executed, notarized and returned in the envelope provided herewith. Upon receipt of the executed and notarized ASSIGNMENT AND RELEASE, the Trustee will fully satisfy your ALLOWED CLAIM by sending you a check in the amount of \$85,000.00, with the funds being advanced by Securities Investor Protection Corporation pursuant to Section 78fff-3(a)(1) of SIPA.

Should a final and unappealable court order determine that the Trustee is incorrect in his interpretation of "net equity" and its corresponding application to the determination of customer claims, the Trustee will be bound by that order and will apply it retroactively to all previously determined customer claims in accordance with the Court's order. Nothing in this Notice of

## **PURCHASES**

# ACCOUNT 1-RU039-3-0

DATE SETTLED		DESCRIPTION	PRICE	AMOUNT DEBITED
11/12/08	923	AT&T INC	27	24957
11/12/08	247	ABBOTT LABORATORIES	54.61	
11/12/08		AMGEN INC	59.16	
11/12/08		APPLE INC	100.78	
11/12/08		BANK OF AMERICA	21.59	
11/12/08		CHEVRON CORP	73.43	•
11/12/08	and the second second	CISCO SYSTEMS INC	16,73	
11/12/08		CITI GROUP INC	12.51	
11/12/08		COCA COLA INC	44.66	
11/12/08		COMCAST CORP CLA		
11/12/08		CONOCO PHILIPS	16,51	
11/12/08			52.51	
11/12/08		EXXOM NOBIL CORP	72,88	
11/12/08		GENERAL ELECTRIC CO	19.63	32475.13
11/12/08		GOOGLE HEW! ETT DACKARD CO.	337.4	
11/12/08		HEWLETT PACKARD CO	34.9	13626
11/12/08		INTEL CORP INTERNATIONAL BUSINESS MACHS	14.51	
11/12/08		J.P. MORGAN CHASE & CO	87,27	
11/12/08		JOHNSON & JOHNSON	38.53	
11/12/08			59.58	
11/12/08		MCDONALDS CORP	55.37	
		MERCK & CO	28,55	
11/12/08		MICROSOFT CORP	21.81	
11/12/08		ORACLE CORPORATION		10819.2
11/12/08		PEPSICO INC	56.41	
11/12/08		PFIZER INC	16.94	17879.82
11/12/08		PHILLIP MORRIS INTERNATIONAL	43.6	14183
11/12/08		PROCTER & GAMBLE	64,08	
11/12/08		QUALCOMM INC	33.77	
11/12/08		SCHLUMBERGER LTD	49.48	9655.6
11/12/08		US BANCORP	29,53	8071.69
11/12/08		UNITED PARCEL SVC INC	52.04	8124.24
11/12/08		UNITED TECHNOLOGIES CORP	53.16	8298.96
11/12/08		VERIZON COMMUNICATIONS	30,41	13458.22
11/12/08		WAL-MART STORES INC	55.83	18883,54
11/12/08	546	WELLS FARGO & CO NEW	29,8	16291.8
11/19/08	75000	UST BILL DUE 3/26/09	99,926	74944.5
11/19/08	4884	FIDELITY SPARTAN UST MNY MKT	1	4884
			•	
		TOTAL COST		668561.39
		ACCOUNT 1-RU039-4-0		
11/12/08		S&P 100 INDEX NOVEMBER 450 PUT	17.8	23153
11/19/08		S&P 100 INDEX NOVEMBER 460 CALL		3913
11/19/08		S&P 100 INDEX DECEMBER 420 PUT	3000	39013
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<sup>10/15/2</sup>08 901789-cថ្នាក់ ១៦៩៥ ១៨០<sup>43</sup> Filed 10/22/09 ha Entereថា 10/22/09 14:30:35 Main Document 09/034 Pg/6 of 31 885 Third Avenue BERNARD L. MADOFF MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC FINRA NSX SIPC NSCC DTC MADE 212 230-2424 800 334-1343 New York 

London Fax 212 838-4061 CODES ORIGINATOR NO. ACCOUNT NUMBER TRANS. NO. D/A TR CAP ŞETT TRADE DATE SETTLEMENT DATE 1 78524 5 11/06/08 0646 1-RU039-3 0 1 11/12/08 IDENTIFICATION NO. **CONTRA PARTY** C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SOPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE NY 11414 HOWARD BEACH WE QUANTITY **CUSIP NUMBER** SECURITY DESCRIPTION NET AMOUNT 24957-00 ATET INC SLL 923 00206R102 PRICE PRINCIPAL COMMISSION STATE TAX INTEREST MISC. FËE 36.00 27.000 24921.00 Affiliated with: Madoff Securities International Limited 12 Berkeley Street, Mayfair, London W1J 8DT. Tel 020-7493 6222 Member of The Lundon Stock Exchange 885 Third Avenue BERNARD L. MADOFF MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC FINRA NSX SIFC NSCC DTC MADE 212 230-2424 800 334-1343 New York 

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BERNARD L. MADOFF MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC MADE FINRA NSX SIPC NSCC DTC 212 230-2424 New York | London 800 334-1343 Fux 212 838-4061 CODES DELIVERED ORIGINATOR NO. ACCOUNT NUMBER TRANS, NO. CAP SETT TRADE DATE SETTLEMENT DATE 0646 1-RU039-3 . Ö 61722 5 1 11/06/08 11/12/08 IDENTIFICATION NO. CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SOPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE HOWARD BEACH NY 11414 QUANTITY WE CUSIP NUMBER SECURITY DESCRIPTION NET AMOUNT 031162100 AMGEN INC SUD 169 10004-04 PRICE PRINCIPAL COMMISSION STATE TAX INTEREST MISC. FEE 59\*160 9998 • 04 5.00 Affiliated with: Madoff Securities International Limited 12 Berkeley Street, Mayfair, London W1J 8DT, Tel 020-7493 6222 Member of The London Stock Exchange 885 Third Avenue BERNARD L. MADOFF MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC MADF FINRA NSX SIPC NSCC DTC 212 230-2424 800 334-1343 New York D London Fax 212 838-4061 CODES TRANS, NO. CAP SETT TRADE DATE SETTLEMENT DATE ORIGINATOR NO. ACCOUNT NUMBER O/R TR 1 11/06/08 11/12/08 5 0646 1-RU039-3 D 53070 1 SPECIAL DELIVERY INSTRUCTIONS C.H. NUMBER IDENTIFICATION NO. CONTRA PARTY SOPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE NY 11414 HOWARD BEACH NETAMOUNT SECURITY DESCRIPTION CUSIP NUMBER QUANTITY 14416.54 APPLE INC 037833100 143 MISC. COMMISSION STATE TAX INTEREST FEE PRICE PRINCIPAL 5.00 100-780 14411-54

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BERNARD L. MADOFF 885 Third Avenue MEMBER: INVESTMENT SECURITIES LLC MADE New York, NY 10022 FINRA NSX SIPC NSCC DTC New York | London 212 230-2424 800 334-1343 Fax 212 838-4061 CODES OFIGINATOR NO. ACCOUNT NUMBER D/A TRANS. NO. TR CAP SETT TRADE DATE BETTLEMENT DATE 0646 1-80039-3 n 56048 5 1 11/06/08 11/12/08 IDENTIFICATION NO. CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SUPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE HOWARD BEACH NY 11414 WE QUANTITY **CUSIP NUMBER** SECURITY DESCRIPTION NET AMOUNT SLD 780 060505104 BANK OF AMERICA 16871-20 PRICE PRINCIPAL COMMISSION STATE TAX INTEREST FEF MISC 21.590 16840-20 31-00 Affiliated with: Madoff Securities International Limited 12 Berkeley Street, Mayfair, London WIJ 8DT. Tel 020-7493 6222 Member of The London Stock Exchange BERNARD L. MADOFF 885 Third Avenue MEMBER: MADF INVESTMENT SECURITIES LLC New York, NY 10022 FINRA NSX SIPC NSCC DTC 212 230-2424 New York 

London 800 334-1343 Fax 212 838-4061 CODES ORIGINATOR NO. ACCOUNT NUMBER TRANS. NO. D/R CAP SETT TRADE DATE SETTLEMENT DATE 0646 1-80039-3 D 87678 5 1 11/06/08 11/12/08 1 IDENTIFICATION NO. CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SOPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE HOWARD BEACH NY 11414 QUANTITY CUSIP NUMBER SECURITY DESCRIPTION NET AMOUNT SLD 325 166764100 CHEVRON CORP 23877-75 PRICE PRINCIPAL COMMISSION STATE TAX INTEREST MISC FEE 13-430 23864•75 13.00

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BERNARD L. MADOFF 885 Third Avenue MEMBER: INVESTMENT SECURITIES LLC New York, NY 10022 MADE FINRA NSX SIPC NSCG DTC 212 230-2424 New York D London 800 334-1343 CODES Fax 212 838-4061 DELIVERED VIA ORIGINATOR NO. ACCOUNT NUMBER D/B TRANS. NO. TA CAP SETT TRADE DATE SETTLEMENT CATE 0646 1-RU039-3 D 79026 5 11/06/08 11/12/08 IDENTIFICATION NO. CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SOPHIE BARBITTA REV FAMILY IST 90-04 159TH AVENUE HUWARD BEACH NY 11414 WE QUANTITY CUSIP NUMBER SECURITY DESCRIPTION NET AMOUNT SLO 234 20825C104 CONOCOPHILIPS 12296-34 PRICE PRINCIPAL COMMISSION STATE TAX INTEREST MISC. FEE 52-510 12287-34 9.00 Affiliated with: Madoff Securities International Limited 12 Berkeley Street, Mayfair, London WIJ 8DT. Tel 020-7493 6222 Member of The London Stock Exchange BERNARD L. MADOFF 885 Third Avenue MEMBER: INVESTMENT SECURITIES LLC New York, NY 10022 MADF FINRA NSX SIPC NSCC DTC 212 230-2424 New York 

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Pq 13 of 31 BERNARD L. MADOFF 885 Third Avenue MEMBER: MADE INVESTMENT SECURITIES LLC New York, NY 10022 FINRA NSX SIPC NSCC DIC 212 230-2424 New York | London 800 334-1343 Fax 212 838-4061 CODES DELIVERED VIA ORIGINATOR NO. ACCOUNT NUMBER TRANS, NO. TR CAP BETT TRADE DATE SETTLEMENT DATE 0646 1-80039-3 Ď 00657 5 I 11/06/08 11/12/08 ľ IDENTIFICATION NO. CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SUPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE HOWARD BEACH NY 11414 QUANTITY CUSIP NUMBER SECURITY DESCRIPTION **NET AMOUNT** SLD 390 428236103 HEWLETT PACKARD CO 13626-00 PRICE PRINCIPAL COMMISSIÓN STATE TAX INTEREST FEE MISC. 34.900 13611.00 15-00 Affiliated with: Madoff Securities International Limited 12 Berkeley Street, Mayfair, London WIJ 8DT. Tel 020-7493 6222 Member of The London Stock Exchange 885 Third Avenue BERNARD L. MADOFF MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC MADF FINRA NSX SIPC NSCC DTC 212 230-2424 New York 

London 800 334-1343 Fax 212 838-4061 CODES ORIGINATOR NO. ACCOUNTNUMBER D/A TRANS. NO. TR CAP SETT TRADE DATE SETTLEMENT DATE 1 11/12/08 1 11/06/08 D 09309 5 0646 1-RU039-3 C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS CONTRA PARTY IDENTIFICATION NO. SOPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE NY 11414 HOWARD BEACH NET AMOUNT CUSIP NUMBER SECURITY DESCRIPTION QUANTITY WE 13050 - 47 INTEL CORP 458140100 SU 897

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### Affiliated with:

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Pg 15 of 31 BERNARD L. MADOFF 885 Third Avenue MEMBER: MADE INVESTMENT SECURITIES LLC New York, NY 10022 FINRA NSX SIPC NSCC DTC New York 🗆 London 212 230-2424 800 334-1343 CODES Fax 212 838-4061 ORIGINATOR NO. ACCOUNT NUMBER TRANS, NO. DVP CAP BETT TRADE DATE SETTLEMENT DATE 0846 1-RU039-3 D 13635 5 1 11/06/08 11/12/08 DENTIFICATION NO. CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SUPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE HOWARD BEACH NY 11414 QUANTITY CUSIP NUMBER SECURITY DESCRIPTION NET AMOUNT SLD 429 478160104 MOZNHOŁ 3 MOZNHOŁ 25576+82 PRICE PRINCIPAL COMMISSION STATE TAX NTEREST FEE MISC. 59+560 25559+82 17.00 Affiliated with: Madoff Securities International Limited 12 Berkeley Street, Mayfair, London WIJ 8DT. Tel 020-7493 6222 Member of The London Stock Exchange 885 Third Avenue BERNARD L. MADOFF MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC MADF FINRA NSX SIPC NSCC DTC 212 230-2424 New York D London 800 334-1343 Fax 212 838-4061 CODES ORIGINATOR NO. ACCOUNT NUMBER D/A TRANS, NO. CAP TA SETT TRADE DATE SETTLEMENT DATE 0646 1-RU039-3 D 26612 5 1 11/06/08 11/12/08 1 IDENTIFICATION NO. CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SUPPLE BARBITTA REV FAMILY IST 90-04 159TH AVENUE HOWARD BEACH NY 11414 QUANTITY CUBIP NUMBER SECURITY DESCRIPTION WE NET AMOUNT 10084-34 182 580135101 MCDONALDS CORP PRICE PRINCIPAL COMMISSION STATE TAX INTEREST MISC. FEE 55+370 10077-34 7.00 Affiliated with:

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MEMBER:

885 Third Avenue

BERNARD L. MADOFF

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BERNARD L. MADOFF 885 Third Avenue MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC MADE FINRA NSX SIPC NSCC DTC 212 230-2424 New York D London 800 334-1348 Fax 212 838-4061 CODES DELIVERED ORIGINATOR NO. ACCOUNT NUMBER D/R TRANS. NO. CAP SETT TRADE DATE ΤPI SETTLEMENT DATE 0646 1-RU039-3 D 82850 5 1 11/06/08 11/12/08 1 IDENTIFICATION NO. CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SUPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE HOWARD BEACH NY 11414 WE QUANTITY ÇUŞIP NUMBER SECURITY DESCRIPTION NET AMOUNT SLD 156 911312106 UNITED PARCEL SVC INC 8124+24 CLASS B PAICE PRINCIPAL COMMISSION STATE TAX INTEREST MISC. FEE 52-040 6.00 8118-24 Affiliated with: Madoff Securities International Limited 12 Berkeley Street, Mayfair, London WIJ 8DT. Tel 020-7493 6222 Member of The London Stock Exchange 885 Third Avenue BERNARD L. MADOFF MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC FINRA NSX STPC NSGC DTC MADF 212 230-2424 New York 

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MEMBER: New York, NY 10022 MADF INVESTMENT SECURITIES LLC FINRA NSX SIPC NSCC DTC 212 230-2424 New York D London 800 334-1343 Fax 212 838-4061 CODES ORIGINATOR NO. ACCOUNT NUMBER TRANS. NO. D/A 2 SETT TRACE DATE SETTLEMENT DATE 0646 1-RU039-3 D 95828 5 1 11/06/08 11/12/08 1 IDENTIFICATION NO. CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SOPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE HOWARD BEACH NY 11414 WE CUANTITY CUSIP NUMBER SECURITY DESCRIPTION NET AMOUNT SLD 442 92343V104 VERIZON COMMUNICATIONS 13458 - 22 PRICE PRINCIPAL COMMISSION STATE TAX INTEREST FEE MISC. 30-410 13441-22 17.00 Affiliated with: Madoff Securities International Limited 12 Berkeley Street, Mayfair, London WIJ 8DT. Tel 020-7493 6222 Member of The London Stock Exchange 885 Third Avenue BERNARD L. MADOFF MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC MADE FINRA NSX SIPC NSCC DTC 212 230-2424 New York 

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885 Third Avenue

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MEMBER:

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BERNARD L. MADOFF

INVESTMENT SECURITIES LLC

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885 Third Avenue

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New York, NY 10022

BERNARD L. MADOFF 825 Third Avenue MEMBER: INVESTMENT SECURITIES LLC MADE New York, NY 10022 FINRA NSX SIPC NSCC DTC New York 🗆 London 212 230-2424 800 334-1343 CODES Fax 212 838-4061 · DELIVERED ORIGINATOR NO. ACCOUNT NUMBER D/F TRANS, NO. TR CAP SETT TRADE DATE SETTLEMENT DATE 0646 1-RU039-4 D 48242 8 1 11/06/08 11/12/08 IDENTIFICATION NO. 1 CONTRA PARTY C.H. NUMBER SPECIAL DELIVERY INSTRUCTIONS SOPHIE BARBITTA REV FAMILY TST 90-04 159TH AVENUE HOWARD BEACH NY 11414 WE QUANTITY CUSIP NUMBER SECURITY DESCRIPTION NET AMOUNT SLD 13 783790¥J1 S & P 100 INDEX 23153-00 NOVEMBER 450 PUT PRICE PRINCIPAL COMMISSION STATE TAX INTEREST FEE MISC. 17-800 23140.00 13.00 Affiliated with: Madoff Securities International Limited 12 Berkeley Street, Mayfair, London WIJ 8DT. Tel 020-7493 6222 Member of The London Stock Exchange 885 Third Avenue BERNARD L. MADOFF MEMBER: New York, NY 10022 INVESTMENT SECURITIES LLC MADE FINRA NSX SIPC NSCC DTC 212 230-2424 New York 

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